

July 2, 2006

TO: Clerk of the Court  
U.S. Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, N.Y. 10004

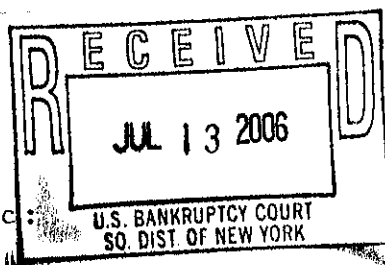
Re: In Re Delphi Corp., debtors, debtors-in-possession,  
Case No. 05-44481 (RDD)

Greetings Clerk:

Enclosed for filing you will find:

1. Ex Parte Application For "Immediate" Judgment/Order Performance Vesting Title and Possession Of Monetary Property Legally Owned and Owed Since Human Capital Obligations and Cash Management Orders Was Entered By the Court On October 8, 2005, Over "10" Months Ago - Yet - Disobedience To the Court's Orders Continue To Wrongfully Cause Financial Hardships, Economic Hardships, Real and Personal Property Losses Including Repeated Deliberate Violations Of the Court's March 22, 2006, Orders For the Special Attrition Plan (SAP) Retirement Package Against Claimant Lafonza Earl Washington Or Demand For the Court For the Specific Act Of Directing the Act To Be Done At the Cost Of the Disobedient Parties By Some Other Person Appointed By the Court And the Act When So Done Has Like Effect As If Done By the Party; *And Supporting BRIEF!*
2. Proof of Service

Please file according to Fed.R. of Bankr.P. Rule 5005(a).  
Thank you.



Enc./cc:

*Lafonza Earl Washington*  
*Lafonza Earl Washington*  
BY: Lafonza Earl Washington  
Judgment/Order Creditor & Applicant

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP  
Thomas J. Matz, Attorney

Alberto Gonzalez  
United States Attorney General

Michael J. Garcia, U.S. Attorney  
Southern District of New York

Jennifer M. Granholm, Governor  
State of Michigan

George E. Pataki, Governor  
State of New York

Rev. Wendall Anthony, Pres.  
Detroit Branch (NAACP)

*LATHAM & WATKINS LLP*  
*Official Committee of UNSECURED CREDITORS*  
*C/O ROBERT J. ROSENBERG (RR-9585)*

*GREG FARRELL*  
*USA TODAY NEWS*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE	:	CHAPTER 11
	:	
DELPHI CORPORATION et al.,	:	CASE NO. 05-44481 (RDD)
	:	
Debtors.	:	(JOINTLY ADMINISTERED)
	:	
-----x	x	

EX PARTE APPLICATION

FOR "IMMEDIATE" JUDGMENT/ORDER PERFORMANCE VESTING TITLE AND POSSESSION OF MONETARY PROPERTY LEGALLY OWNED AND OWED SINCE HUMAN CAPITAL OBLIGATIONS AND CASH MANAGEMENT ORDERS WAS ENTERED BY THE COURT ON OCTOBER 8, 2005, OVER "10" MONTHS AGO - YET - DISOBEDIENCE TO THE COURT'S ORDERS CONTINUE TO WRONGFULLY CAUSE FINANCIAL HARDSHIPS, ECONOMIC HARDSHIPS, REAL AND PERSONAL PROPERTY LOSSES INCLUDING REPEATED DELIBERATE VIOLATIONS OF THE COURT'S MARCH 22, 2006, ORDERS FOR THE SPECIAL ATTRITION PLAN (SAP) RETIREMENT PACKAGE AGAINST CLAIMANT LAFONZA EARL WASHINGTON OR DEMAND FOR THE COURT FOR THE SPECIFIC ACT OF DIRECTING THE ACT TO BE DONE AT THE COST OF THE DISOBEDIENT PARTIES BY SOME OTHER PERSON APPOINTED BY THE COURT AND THE ACT WHEN SO DONE HAS LIKE EFFECT AS IF DONE BY THE PARTY

I

I am the Creditor in the above-captioned proceeding and make this Application pursuant to:

- A. Title 11 U.S.C. § 502(a);
- B. Title 15 U.S.C. §§ 1-15 et seq;
- C. Title 42 U.S.C. §§ 1982, 1983 etc.;
- D. The Federal Rules of Bankruptcy Procedure Rules 2019(b)(2), 3001(f), 3003(c)(4) etc.;
- E. The Federal Rules of Civil Procedure Rules 4.1(a) and (b), 58, 64, 65.1, 69, 70, 77(c) and 79(a).

And in support of my Application for "ISSUANCE" of the Court's "DIRECTIONS" for immediate payment of the above-stated entered Court Orders, demanded according to Law is the vesting of title and possession of the lawfully claimed monetary property without Notice based on no other party having any legal standing in this "RES JUDICATA" matter in which these involved claims were decided by previous "FINAL" Court Orders that continues to be in force since the above-stated dates requiring no further process, movement and is "DEAD" in Claimant's favor amounting to the sum certain as follows:

1. \$304,613,013.00 (actual accrued bankruptcy claims), with interest at the rate of 15% per annum and accruing interest at the rate of \$125,183.00 per day until paid in full, by law.

2. \$913,839,039.00 (treble or threefold accrual of bankruptcy claims) at 15% annual percentage rate accruing interest at the rate of \$375,550.20 per day until paid in full, by law.

3. \$33,000,000.00 (actual accrued Redemption Agreement claims) with interest at the rate of 15% per annum and accruing interest since the beginning proposal date of September 6, 1999, at the rate of \$4,950,000.00 per year or \$13,561.60 daily, by law.

4. \$99,000,000.00 (treble or threefold accrual of Redemption Agreement claims) at 15% annual percentage rate accruing interest at the rate of \$40,712.30 per day, by law.

5. \$140,000.00 (actual) for the Special Attrition Plan (SAP) selection including demands for monthly pension of \$4,500.00 both tax exempt according to Title 26 U.S.C. § 7122 etc., by law.

6. \$420,000.00 (treble or threefold accrual of SAP liabilities)

legally owed since June 23, 2006, at 15% annual percentage rate accruing interest at the rate of \$63,000.00 a year or \$172.60 per day, by law.

7. \$13,500.00 (treble or threefold accrual of monthly pension demanded) and legally owed since September 6, 1999, the permanent closing of the General Motors Buick City plant, at 15% annual percentage rate accruing interest at the rate of \$166,050.00 yearly or \$454.90 per day, by law.

## II

This is a proceeding for the specific act of directing the Clerk of the United States District Court to disburse each of the above-stated amounts within "24" hours of the receiving of the demands on this Application and if the Clerk fails to comply within the time specified, the Court may direct the Act to be done at the cost of the disobedient party by some other person appointed by the Court and when so done has like effect as if done by the party.

## III

I, as well as, my family will continue to suffer irreparable personal and property injuries and losses by "UNAUTHORIZED" corporate bankruptcy frauds, banking frauds etc., acts if the directions for specific performance is "NOT" issued for the satisfaction of the Court's Orders causing the non-administration of justice against Federal constitutional etc., rights guaranteed to be protected by law.

## IV

"I DECLARE THAT THE STATEMENTS ABOVE  
ARE TRUE TO THE BEST OF MY INFORMATION,  
KNOWLEDGE, AND BELIEF."

*Lafonza Earl Washington*  
*Lafonza Earl Washington*  
BY: Lafonza Earl Washington  
Judgment/Order Creditor & Applicant

Dated: July 2, 2006

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE : CHAPTER 11  
DELPHI CORPORATION et al., : (CASE NO. 05-44481 (RDD))  
Debtors. : (JOINTLY ADMINISTERED)  
-----x

PROOF OF SERVICE

STATE OF MICHIGAN)  
)  
COUNTY OF GENESEE)

I, Lafonza Earl Washington deposes, states:

That on July 3, 2006, he did serve by United States Postal Service mail, postage prepaid, the below-identified documents upon the below-named persons.

1. Ex Parte Application For "Immediate" Judgment/Order Performance Vesting Title and Possession Of Monetary Property Legally Owned and Owed Since Human Capital Obligations and Cash Management Orders Was Entered By the Court On October 8, 2005, Over "10" Months Ago - Yet - Disobedience To the Court's Orders Continue To Wrongfully Cause Financial Hardships, Economic Hardships, Real and Personal Property Losses Including Repeated Deliberate Violations Of the Court's March 22, 2006, Orders For the Special Attrition Plan (SAP) Retirement Package Against Claimant Lafonza Earl Washington Or Demand For the Court For the Specific Act Of Directing the Act To Be Done At the Cost Of the Disobedient Parties By Some Other Person Appointed By the Court And the Act When So Done Has Like Effect As If Done By the Party; *AND Supporting BRIEF!*

Please file according to the Fed.R. of Bankr.P. Rule 5005(a).  
Thank you.

*Lafonza Earl Washington*  
*Lafonza Earl Washington*  
BY: Lafonza Earl Washington  
Judgment/Order Creditor

Mailed to:

Clerk of the Court  
U.S. Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, N.Y. 10004

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP  
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New York, N.Y. 10036

UNITED STATES DEPARTMENT OF JUSTICE  
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U.S. Attorney General  
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U.S. DEPARTMENT OF JUSTICE  
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Southern District of New York  
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State of Michigan  
P.O. Box 30013  
Lansing, MI 48909

George E. Pataki, Governor  
State of New York  
State Capitol  
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Tel: 212.906.1200  
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Mitchell A. Seider (MS-4321)  
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535 Madison avenue 20th Floor  
New York, N.Y. 10022  
Fax: 212.715.5435



UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE	:	CHAPTER 11
	:	
DELPHI CORPORATION et al.,	:	CASE NO. 05-44481 (RDD)
	:	
Debtors.	:	(JOINTLY ADMINISTERED)
	:	
-----x		

BRIEF IN SUPPORT OF THE NOTICE OF EX PARTE APPLICATION  
TO "SET ASIDE", "VACATE" AND "CANCEL" FRAUDULENTLY  
FRAUDULENTLY CAUSED TO BE SET NOTICE OF HEARING DATED  
FOR JULY 19, 2006, AT 10:00AM...ETC. FILED HEREIN  
BY JUDGMENT/ORDER CREDITOR LAFONZA EARL WASHINGTON

This creditor agrees with the 10th Amendment of the Bill of Rights to the United States Constitution that "BINDS" on the State of Michigan and the State of New York the duty that "EVERY" state has 'power' to enact laws for the protection of its citizens' health, welfare, morals and safety and such power is derived from the 10th Amendment. This 'POWER' is upheld if exercised in a manner consistent with its "ends" and if the "means" used are reasonably calculated to protect one of these legitimate "ends", clearly showing that:

1. The means or the bankruptcy, banking, etc., fraudings instruments and prohibited methods used by the contemnors, the debtors, the debtors-in-possession is 100% deprivations and violations of the limits or bounds of the required "ends" and cannot be defended nor supported by law, under the 10th Amendment nor Article 4 of the United States Constitution of the Full Faith and Credit guarantees.

2. The non-protections of Claimant and family's health, welfare, morals, and safety is 100% inconsistent with the bankruptcy and bank fraudings means directly causing, then compounding the continued

deprivations of Claimant's possessing the legally owned monetary property herein that is 100% violative of the "ENDS" guaranteed by the 10th Amendment etc.!

3. The State of New York has a legal duty to protect this citizen of the State of Michigan under Article 4 of the U.S. Constitution from the prohibited bankruptcy court contemnor's means causing 100% violations of the "ENDS" to possess the monetary property owned herein, that if disbursed can protect Claimant's and family's health, welfare, safety and morals guarantees.

4. The State of Michigan has a legal duty to exercise the "POLICE POWERS" of this State concurrent with the State of New York's duties to enforce "PUBLIC POLICY" and the "POLICE POWERS" under Article 4 of the U.S. Constitution and Article 4 §§ 1 et seq. of Michigan's 1963 Constitution that "BINDS" on both the states of Michigan and New York nondiscretionary powers to enforce, "man's plain, palpable duty to his fellow men, having due regard to all circumstances of each particular relation and situation", in which the United States Supreme Court agreed with. See *SIPES -V- McGHEE* (1947) 25 N.W. 2d 638, 316 Mich. 614, reversed on other grounds 68 S.Ct. 836, 334 U.S. 1, 92 L.Ed. 1161, 3 A.L.R. 2d 441.

5. The United States - itself - can be sued the same as private persons, as well as corporate entities just as a "NATURAL PERSON" confirming that Delphi, General Motors, the International UAW corporations are also "BOUND" by "...that general and well-settled public opinion relating to man's plain, palpable duty to his fellow men, having due regard to all circumstances of each particular relation and situation", under "PUBLIC POLICY" duties which, "...is the commu-

nity common sense and common conscience, extended and applied throughout the state to matters of public morals, public health, public safety, public welfare and the like", but is repeatedly being violated by these named corporations causing this Claimant and family prohibited financial and economic hardships, slavery conditions, involuntary servitude, 100% real, personal, and monetary property losses, including personal, social and public sufferings by deliberately being caused to have "ZERO" monies to survive on for "7" years and continuing. See Article 4 § 1 of Michigan's 1963 Constitution; SIPES -V- McGHEE supra.

6. According to the "POLICE POWER" under Article 4 § 1 of Michigan's 1963 Constitution, "Possession and enjoyment of 'ALL' rights are subject to such reasonable conditions as may be deemed by governing authority of country essential to safety, health, peace, good order, and morals of the community", that is being repeatedly and continuously violated which both states of Michigan and New York including the Federal rights guaranteed to be protected is required by law to remedy without further delay of dispossessing Claimant and family of the monetary property claimed, legally owed herein. See Article 4 § 1 of Michigan's 1963 Constitution; PEOPLE'S APPLIANCE & FURNITURE, INC. -V- CITY OF FLINT (1959) 99 NW2d 522, 358 Mich. 34.

7. This Claimant asserts that the "STOCKHOLDERS" of the Delphi, GM, and International UAW corporations does "NOT" have clean hands 100% and is behind the holocaustic human rights violations being compounded against this Claimant and family's concentration camp subsistence for "7" plus years that is continuing; pursuant to both contempt of court remedies, obstructions of justice remedies, deprivations of rights under color of law etc., the enforcers of the laws are

"BOUND" to protect the citizenship rights being violated, have the duty to "PIERCE THE VEIL" together with the corporation's liability to impose the continued liability for bankruptcy frauds, bank frauds, monopoly and combination of monopoly prohibited property injuries authorizing "THREEFOLD" recovery on persons and entities other than the offending corporations themselves such as stockholders, individual officers, salary employees etc., severally and separately in which \$5,000,000.00 actual recovery is demanded from each contemnor that the antitrust laws authorizes "THREEFOLD" recovery for in the sum certain of \$15,000,000.00 from each.

8. According to Michigan Compiled Laws (MCL) 14.101 and the United States District Court's ruling/orders in KELLEY -V- CARR (D.C. 1977) 442 F.Supp. 346, it was ordered that, "Some of most basic of 'state's' quasi-sovereign interests include maintenance of integrity of market and exchanges operating within its boundaries, protection of its citizens from 'FRAUDULENT' and 'DECEPTIVE' practices, support for general welfare of its residents and its economy, and prevention of its 'CITIZENS' revenues from being wrongfully 'EXTRACTED' from state", and for "10" months the State of Michigan is in 100% violations of this duty and interest of the State by doing nothing while bankruptcy frauders, bank frauders, RICO operators etc., 'EXTRACT' this Claimants very living subsistence, as well as that of hundreds of thousands of other Michigan citizens and with-specificity-being it clear that the Michigan headquartered Delphi Corp., is "NOT" under New York's jurisdiction.

9. In KELLY -V- CARR supra, Frank J. Kelly was the Michigan Attorney General who brought the action to stop Carr from extracting Michigan's citizens revenues! However, it was made evidently clear

in LUCAS -V- BOARD OF COUNTY ROAD COM'RS OF WAYNE COUNTY (1984) 348 NW2d 660, 131 Mich App 342 that, "The Attorney General, albeit a constitutional officer, is a member of the executive branch and thereby constitutionally subservient to the Governor as 'REPOSITORY' of the executive power of the state", showing that the Governor's office is entrusted FIRST with the duty to protect these bankruptcy frauds, banking frauds, RICO operators from any further 'DELAY' of extracting this Michigan citizen's monetary property from being possessed inside this state's boundaries as this legally owned monetary property has been and is continuing to be extracted for "10" plus months.

10. This is election year for the Michigan Governor's office and by the GRACE OF ALMIGHTY GOD may the candidate who stop this Claimant's monetary property from continuing to be extracted, racketeered, extorted, frauded etc., into New York be ordained to sit next term and truthfully, prophetically let it so be!

11. Article 10 of the United States Constitution clearly authorizes that, "The powers 'NOT' delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the 'PEOPLE'"!

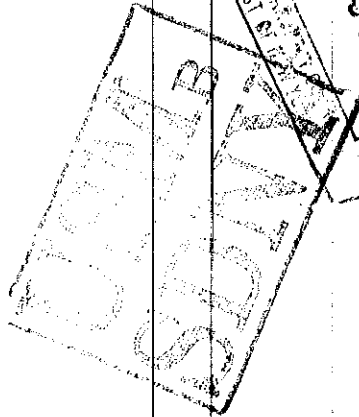
WHEREFORE, as one of the 'PEOPLE' the powers of the United States has vested in me the authority to demand the immediate payment of this claimed monetary property as demanded herein. In the ALMIGHTY NAME OF GOD let it be paid immediately or those responsible for further delay may the wrath of ALMIGHTY GOD immediately come upon you! Repent and do the righteous will of ALMIGHTY GOD herein! Thank you.

In Truth, Righteousness & Peace,

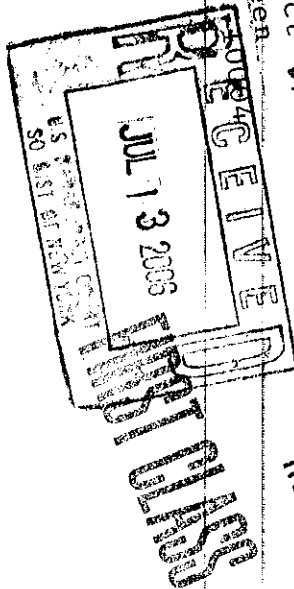
*Earl Washington*

Earl Washington

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Clerk of the Court  
U.S. Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, N.Y.



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